

TENNESSEE BOARD OF COMMUNICATION DISORDERS AND SCIENCES

DATE: August 9, 2016

TIME: 10:00 A.M., CST

LOCATION: Health Related Boards
Ground Floor, Poplar Room
665 Mainstream Dr
Nashville, TN 37243

BOARD MEMBERS PRESENT: Mary Velvet Buehler, M.A., CCC-SLP/A, Audiologist
Julie A Crosby-Davis, CCC-SLP, Speech Pathologist
Carrie Crittendon, Au.D, CCC-A, Audiologist
Debby Starr, Au.D, CCC-A, Audiologist

BOARD MEMBERS ABSENT: Kimberly Vinson, MD, Otolaryngologist
Richard Morton, Citizen Member

STAFF MEMBERS PRESENT: Hannah Lanford, Assistant General Counsel
Teddy Wilkins, Unit Director
Charles Custer, Board Administrator

Ms. Buehler called the meeting to order at 10:01 a.m. A roll call was held, and a quorum was present.

Minutes

The Board reviewed the minutes from the May 3, 2016 and June 14, 2016 meetings. Ms. Davis made a motion, seconded by Dr. Crittendon, to approve both sets of minutes as presented. The motion carried.

OGC Report

Ms. Lanford presented the following OGC report:

Legislation

There is no new legislation affecting the Board at this time.

Rule Activity

The rules approved at the August 2015 Board meeting regarding licensure, exams, and supervision have been approved by the Attorney General's office and went into effect on June 22, 2016.

The rule change regarding an amendment to the Board's telehealth rules (Rule 1370-01-.21) to be in compliance with new statutory changes is currently in the internal review process.

Disciplinary Activity

Currently, there are no open files in the Office of General Counsel, and there are no consent orders on the agenda to be presented to the Council today.

Today, the Board must review, and if appropriate, ratify a Consent Order ratified by Council for Licensed Hearing Instrument Specialists at the Council's meeting on May 13, 2016.

Consent Order

Ms. Lanford presented a Consent Order for *Eric Cobb, H.I.S. #782*, who is being disciplined for advertising violations. His discipline will be one (1) year probation, \$1500 civil penalties, and submission of all advertising to the Council's administrative office. This Consent Order was previously ratified by the Council for Hearing Instrument Specialists, and now needs ratified by this Board. Ms. Starr made a motion, seconded by Ms. Davis to accept the Consent Order as presented. The motion carried.

HIS Practical Exam Policy

Ms. Lanford presented for ratification the Practical Exam policy, previously adopted by the Council for Hearing Instrument Specialists. Ms. Davis made a motion, seconded by Dr. Crittendon, to approve the policy as presented. The motion carried.

CDS 30-day Policy

Ms. Lanford presented for adoption the policy that defines practice days, as related to the 30-day temporary registration. Ms. Davis made a motion, seconded by Dr. Starr, to accept the policy as presented. The motion carried.

Administrative Report

Mr. Custer provided the administrative report. As of August 1, 2016, there are 412 licensed audiologists, 2621 licensed speech pathologists and 109 registered speech language pathology assistants. Between May 1, 2016 and August 1, 2016, a total of 49 Audiologists have renewed their licenses, with 34 of those renewing online. For the same time period, a total of 280 Speech Pathologists have renewed their licenses, with 197 of those renewing online. Mr. Custer also advised that over the last couple months, we have enabled SLPA's the ability to renew online; as such, out of 10 total renewals, we had 6 SLPA's renew online.

Mr. Custer advised the Board of the next meeting, scheduled for November 8, 2016.

Newly Licensed/Registered

Dr. Crittendon made a motion, seconded by Ms. Davis, to approve the presented list of newly licensed Speech Pathologists. The highlighted names were missed at the last meeting, and needed to be ratified at this meeting. The motion carried.

SPEECH PATHOLOGY - NEW

1	Leah	Adams	5614	33	Ashley	Hammer	5580	65	Elizabeth	Norberg	5830
2	Kathleen	Ayers	5577	34	Jillian	Hazelbaker	5923	66	Laura	Peglow	5632
3	Lyndsey	Barker	5670	35	Kaylee	Hershberger	5607	67	Cindy	Powe	5964
4	Meredith	Bleiler	5898	36	Margaret	Homer	5959	68	Kayla	Rhodes	5611
5	Allison	Bonds	5889	37	Emily	Hyman	5981	69	Jennifer	Richter	5472
6	Audrey	Bowlds	5950	38	Anna	Jaeger	5586	70	Jay	Rigdon	5963
7	Suzanne	Brackett	1885	39	Emily	Johnson	5674	71	Kristina	Rike	5507
8	Julie	Bradburn	5921	40	Andrea	Joki	5854	72	Emily	Roberts	5907
9	Shelley	Brannock	5583	41	Jenna	Kaplan	5747	73	Alison	Rogers	5613
10	Mallory	Bruce	5645	42	Julia	Kempka	5691	74	Chelsea	Sepp	5706
11	Sara	Buckley	5608	43	Jill	Ketron	5858	75	Elizabeth	Sestini	5873
12	Tessie	Burke	5870	44	Kathryn	Kissingner	5722	76	Rachel	Shelton	5585
13	Ellen	Bursi	5590	45	Kelly	Kleinhans	1148	77	Suzanne	Shown	2187
14	Jennifer	Byrd	5695	46	Maribel	Lagunas	5696	78	Jamie	Sims	5970
15	Meghan	Casey	5906	47	Amanda	Lee	5864	79	Leela	Sinha	5867
16	Kara	Cawley	5416	48	Katherine	Livingston	5973	80	Neeley	Slattery	5593
17	Megan	Chandler	5568	49	Jessica	Lowe	5606	81	Michelle	Smith	5730
18	Paula	Coats-Garrett	5938	50	Shawn	Lowe	5982	82	John	Spaedt	5703
19	Falon	Collins	5605	51	Leslie	Mathis	5960	83	Veena	Srinath	5876
20	Kelly	Covington	5600	52	Daria	Mauer	5868	84	Paul	Steffan	5432
21	Jill	Crews	5900	53	Alexandra	McCracken	5584	85	Anjanette	Suchanek	5809
22	Nathaniel	Damesworth	5571	54	Kaitlyn	McDonald	5592	86	Katy	Thomas	5725
23	Alisha	Desai	5872	55	Kathryn	McGuire	5591	87	Emily	Van den Bosch	5946
24	Lindsey	Dial	5589	56	Robinson	Mercer	5935	88	Sarah	Varnell	5644
25	Mallory	Dingess	5626	57	Aryn	Mitchell	5884	89	Cynthia	Waits	5500
26	Alanna	Ferguson	5579	58	Lindsay	Moffitt	5570	90	Rebecca	Wanca	5924
27	Kimberly	Fortney	5573	59	Carson	Morris	5633	91	Melissa	Wheeling	5635
28	Bonnie	Fulks	5643	60	Carolyn	Nechtman	5618	92	Katherine	Whisenant	5597
29	Karen	Golding-Kushner	5892	61	Nicole	Nellermoe	5860	93	Krystal	Whitwell	5660
30	Alyssa	Good	5955	62	Vannessa	Neunder	5675	94	Jennifer	Williams	5517
31	Brooke	Goodall	5875	63	Hayley	Nichols	5931	95	Jason	Woolf	5885
32	Justin	Grimes	5956	64	Emily	Nolen	5582	96	Emily	Wright	5588

Dr. Starr made a motion, seconded by Ms. Davis, to approve the presented list of newly licensed Audiologists. The motion carried.

AUDIOLOGY - NEW

1	Matthew	Brady	1774	7	Whitney	Manuel	1789	13	Cristine	Schlandt	1804
2	Ursula	Chaplin	1794	8	Shelby	Maxwell	1744	14	Sadie	Schwarz	1801
3	Kristen	D'Onofrio	1786	9	Cheryl	Nadeau	1800	15	Karen	Sikes	1780
4	Jourdan	Holder	1754	10	Anne-Marie	Ooten	1431	16	Yo Lin	Sung	1747
5	Sarah	Lankford	1753	11	Andrea	Plotkowski	1799	17	Samantha	Wallenstein	1746
6	Shannon	Lieblong	1765	12	Michael	Rude	1740				

Ms. Davis made a motion, seconded by Dr. Starr, to approve the presented list of newly registered Speech Language Pathology Assistants. The motion carried.

SLPA – NEW

1 Anna Demonbreun 503 | 2 Sara Matheny 502 | 3 Kelsey Tunstall 500 |

Reinstatements

Dr. Starr made a motion, seconded by Dr. Crittendon, to approve the presented list of reinstated Speech Pathologists. The motion carried.

SLP REINSTATE

1 Sarah Altic 4970	7 Debra Forcina 5352	12 Heather McCrillis 1875
2 Jennifer Beasley 4644	8 Heather Gillum 2065	13 Denyse McIntosh 1910
3 Katherine Boyd 5350	9 Corinne Hegwood 3896	14 Belinda Minarchan 2671
4 Shelley Cheeks 3319	10 Jennifer Hicks Ask 1882	15 Mary Anne Rocconi 4050
5 Shera Culp 4372	11 Jeanne Keeton 1668	16 Renee Smith 3160
6 Cynthia Ferguson 788		

Dr. Crittendon made a motion, seconded by Ms. Davis, to approve the presented list of reinstated Audiologists. The motion carried.

AUD REINSTATE

1 Christine Williams 1520 |

Review Licensure Files

Mr. Custer presented the application file for *Andrea Plotkowski, Audiology Applicant*. Dr. Plotkowski had indicated on her application that she was working in Tennessee, but was not yet licensed; nor was she registered as a Clinical Extern. Dr. Plotkowski spoke to the Board, as did her supervisor, Nicole Hawk. In addition, Dr. Plotkowski had submitted a letter explaining the confusion, as she was working for the company, but not yet in the capacity of an Audiologist. After reading all information, and hearing from both Drs. Plotkowski and Hawk, Ms. Davis made a motion, seconded by Dr. Crittendon, to assess an informal letter of warning. The motion carried. Mr. Custer then asked the Board to ratify the approval, so he could send her license certificate as soon as it was printed. Dr. Crittendon made a motion, seconded by Dr. Starr, to ratify the approval of the license. The motion carried.

Investigative Report

Nichelle Dorroh, from the Office of Investigations presented the investigative reports. There are currently six (6) open complaints against speech pathologists, three (3) open complaints against audiologists, and no open complaints against SLPA’s. There are currently three (3) practitioners being monitored.

Agreed Citations

The Board reviewed the following summary list of agreed citations for multiple practitioners. Mr. Custer advised that all of the practitioners were cited for continuing education violations. Each citation was voted on individually:

CE HOURS VIOLATIONS

	NAME	PROF	LIC #	HRS DEFICIENT	CIVIL PENALTY		NAME	PROF	LIC #	HRS DEFICIENT	CIVIL PENALTY
1	Andrea Eckard	SLP	3388	2	\$100.00	4	Pamela Pannell	AUD	1201	10	\$100.00
2	Elizabeth Mills	SLP	1347	14	\$100.00	5	Melanie Wade	SLPA	349	10	\$100.00
3	Lana Sperry	SLP	2860	3.5	\$100.00						

Dr. Starr made a motion, seconded by Dr. Crittendon, to accept the citation for Ms. Eckard. The Motion carried.

Ms. Davis made a motion, seconded by Dr. Crittendon, to accept the citation for Ms. Mills. The motion carried.

Dr. Crittendon made a motion, seconded by Ms. Davis, to accept the citation for Ms. Sperry. The motion carried.

Ms. Davis made a motion, seconded by Dr. Crittendon, to accept the citation for Dr. Pannell. The motion carried.

Dr. Starr made a motion, seconded by Ms. Davis, to accept the citation for Ms. Wade. The Motion carried.

Discussion Regarding CFY Wording & Medicare Billing

Discussion was held regarding on whether the Board could or would change the rule language to eliminate the word “Registration”, and instead, change a CFY to a “License” of some sort. At issue is the Board’s current rule wording for a CFY registration, and the fact that Medicare does not allow billing for registrations, only licenses or temporary/provisional licenses. The Board heard comments from Lynne Harmon, Terri Flynn, Janet Avery, Marilyn Wark, Bobbie Beckmann, and Holly Christopher. Data was provided to the Board that shows that 40 states currently have language to include the word “License” for Clinical Fellows. The data showed that the states vary on the language, but all use the word “License” in some capacity, including Temporary License, Provisional License, Interim License, Limited License, and Conditional License.

The speakers advised that, under the current language of “Registration”, a Clinical Fellow/Clinical Extern cannot bill for services. The Board was advised that, per ASHA, if an individual is not licensed, then they are a student, and therefore not able to bill for services.

Information was also provided stating that the supervision requirements may also need to be looked at and possibly changed for purposes of Medicare billing as well. The reason being is that, under current supervision requirements, a CFY can work independently, because the supervising SLP is not required to supervise for each patient contact. Ms. Christopher stated that Medicare billing views independent practice and supervision differently than what our current rules require.

After hearing all discussion and reading all information provided, Ms. Davis made a motion, seconded by Dr. Crittendon, to establish a task force to look further into the issue. The motion carried. The task force will be chaired by Ms. Davis as the Board representative, and will also include several of the speakers involved in this issue.

Correspondence/Rules/Policies

Ms. Custer presented an email question from Holly Christopher, from Stellar Therapy Services, regarding SLP supervision of an SLPA by tele-practice. In addition to Ms. Christopher, the Board also heard comments from Bobbie Beckmann. After hearing all comments, and reviewing the rule and statute on tele-practice, the Board state that their opinion on the issue is that, at this time, due to the newness of telehealth, it would not be proper to allow SLP supervision of an SLPA via telehealth. The Board stated that it would not be considered direct supervision, which is required by the Board's rules.

New Business

Ms. Wilkins advised the Board of the upcoming Sunset Review hearing in front of the Government Operations Committee, and stated that Ms. Buehler will attend as the Board chair.

Adjournment

With no other Board business to conduct, Dr. Crittendon made a motion, seconded by Ms. Davis, to adjourn the meeting. The motion carried, and the meeting was adjourned at 11:14 a.m.

Ratified by the Board of Communication Disorders and Sciences on November 8, 2016